



Practitioner's Docket No. 2002DE131

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bauer et al.

Application No.: 10/656,398

Group No.:

Filed: 9/5/03

For: Granular Flame-Retardant Composition

**Commissioner for Patent  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**INFORMATION DISCLOSURE STATEMENT**

**CERTIFICATION UNDER 37 C.F.R. Sections 1.8(a) and 1.10\***  
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**37 C.F.R. section 1.8(a)**

**37 C.F.R. section 1.10\***

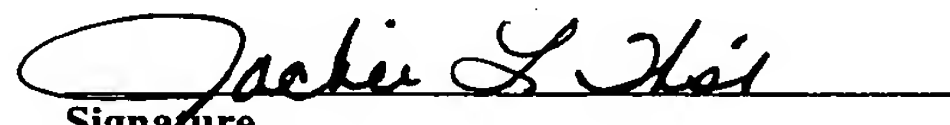
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"Since the filing of correspondence under [section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Dear Sir:

In accordance with the duty of disclosure provisions of 37 CFR §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the subject application. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith).

1. ☒ Enclosures accompanying this Information Disclosure Statement are:
  - 1a. ☒ Form PTO-1449.
  - 1b. ☒ Copies of Information Disclosure Statement citations.
  - 1c. ☐ EPO Search Report
  - 1d. ☒ Copies of Co-pending U.S. Applications.
2. ☐ This Information Disclosure Statement is filed under 37 CFR §1.97(b) with the filing of the U.S. patent application. Accordingly, no fee or §1.97(e) Statement is required.
3. ☒ This Information Disclosure Statement is filed under 37 CFR §1.97(b) before the latter of three months after the U.S. patent application filing date or the first Office Action on the merits. Accordingly, no fee or §1.97(e) Statement is required.
4. ☐ This Information Disclosure Statement is filed under 37 CFR §1.97(c) after the first Office Action on the merits, but before a Final Office Action or a Notice of Allowance. The \$180.00 fee set forth in 37 CFR §1.17(p) in accordance with 37 CFR §1.97(c) is to be charged to Deposit Account No. 03-2060.
5. ☐ This Information Disclosure Statement is filed under 37 CFR §1.97(e) in that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. Accordingly, no fee is required.
6. ☐ This Information Disclosure Statement is filed in conjunction with a Request For Continued Examination. Accordingly, no fee or §1.97(e) Statement is required.

7. ☒ The English language documents identified by reference in the TRANSLATION Section of the foreign patents list of the attached 1449 Form are believed to be a concise statement, or the equivalent or substantial equivalent to the foreign language documents cited in the attached 1449 Form.
8. ☒ In addition to the documents cited, the Office's attention is directed to the following co-pending U.S. Application Serial Number(s):
- a. U.S. serial no. 10/655,886, filed 9/5/2003, Hörrold et al.
  - b. U.S. serial no. 10/656,313, filed 9/5/2003, Bauer et al.
  - c. U.S. serial no. 10/656,406, filed 9/5/2003, Bauer et al.
  - d. U.S. serial no. 10/660,079, filed 9/11/2003, Thewes et al.
  - e. U.S. serial no. 10/669,973, filed 9/24/2003, Knop et al.
  - f. U.S. serial no. 10/669,483, filed 9/24/2003, Knop et al.
  - g. U.S. serial no. 10/669,921, filed 9/24/2003, Knop et al.

Respectfully submitted,



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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(37 CFR 1.98(b))

ATTY. DOCKET NO.  
2002DE131SERIAL NO.  
10/656,398

APPLICANT: Bauer et al.

FILING DATE: 9/5/03

GROUP:

## U.S. PATENT DOCUMENTS

Examiner Initial		Patent Number	Issue Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	5,021,488	6/4/91	Fuhr et al.	524	116	
	AB	5,102,931	4/7/92	Fuhr et al.	524	126	
	AC	5,191,000	3/2/93	Fuhr et al.	524	117	
	AD	5,326,805	7/5/94	Sicken et al.	524	101	
	AE	6,207,736	3/27/01	Nass et al.	524	126	
	AF	6,365,071	4/2/02	Jenewein et al.	252	609	
	AG	6,509,401	1/21/03	Jenewein et al.	524	116	

## FOREIGN PATENT OR PUBLISHED FOREIGN APPLICATION

		DOCUMENT NUMBER	PUB. DATE	COUNTRY			TRANSLATION
	BA	DE 41 39 625	6/3/93	Germany			See CA below.
	BB	EP 0 584 567	3/2/94	Europe			See AD above.
	BC	WO 96/16948	6/6/96	WIPO			English
	BD	WO 97/39053	10/23/97	WIPO			See AF above.
	BL	WO 98/08898	3/5/98	WIPO			English
	BF	DE 196 50 563	6/10/98	Germany			See CA below.
	BC	WO 98/45364	10/15/98	WIPO			English
	BH	DE 197 34 437	2/11/99	Germany			See AE above.
	BI	EP 0 899 296	3/3/99	Europe			See AG above.
	BJ	DE 197 37 727	7/8/99	Germany			See AG above.
	BK	EP 0 990 652	4/5/00	Europe			English
	BL	EP 1 081 190	3/7/01	Europe			See CC below.

## OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication\*\*)

	CA		English abstract for DE 41 39 625.
	CB		English abstract for DE 196 50 563.
	CC		English abstract for EP 1 081 190.
EXAMINER			DATE CONSIDERED
EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			